

# State of South Dakota

EIGHTY-FOURTH SESSION  
LEGISLATIVE ASSEMBLY, 2009

466Q0101

## HOUSE BILL NO. 1089

Introduced by: The Committee on Judiciary at the request of the Chief Justice

1 FOR AN ACT ENTITLED, An Act to provide the court with discretion in ordering certain  
2 hearings on protection order petitions.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 25-10-4 be amended to read as follows:

5 25-10-4. Upon receipt of the petition, if grounds are shown for relief, the court shall order  
6 a hearing which shall be held not later than thirty days from the date of the order unless for good  
7 cause the court grants a continuance. Personal service of the petition, affidavit, and notice for  
8 hearing shall be made on the respondent not less than five days prior to the hearing.

9 Section 2. That § 22-19A-10 be amended to read as follows:

10 22-19A-10. Upon receipt of the petition, if grounds are shown for relief, the court shall order  
11 a hearing which shall be held not later than thirty days from the date of the order unless for good  
12 cause the court grants a continuance. Personal service of the petition, affidavit, and notice for  
13 hearing shall be made on the respondent not less than five days prior to the hearing.

